

WHEREAS this Court has ordered the following shareholder derivative cases be related to the first filed securities case *Smajlaj v. Brocade Communications Systems, Inc., et al.* C-05-02042 CRB:

<u>Case Name</u>	<u>Case No.</u>	<u>Date Action Filed</u>
<i>Knee v. Reyes, et al.</i>	C 05-02233 CRB	June 1, 2005
<i>Galluscio v. Reyes, et al.</i>	C 05-02235 CRB	June 2, 2005
<i>Pratt v. Reyes, et al.</i>	C 05-02372 CRB	June 10, 2005
<i>Jha v. Reyes, et al.</i>	C 05-2652 MJJ	June 28, 2005

WHEREAS, the Court entered an Order dated June 29, 2005, setting a Case Management Conference for August 19, 2005;

WHEREAS, because these four substantially similar derivative actions are not yet consolidated and the Court has not selected Lead Counsel, the parties believe postponing the Case Management Conference until after the selection of Lead Counsel would promote efficiency;

WHEREAS, the Court has already postponed the Case Management Conference in the *Pratt* and *Jha* actions;

WHEREAS, the parties anticipate a Consolidated Amended Complaint will be filed after the selection of Lead Counsel;

NOW THEREFORE, the parties to this stipulation agree, and the Court hereby Orders, as follows:

1. The Case Management Conference scheduled for August 19, 2005 is postponed and will be rescheduled after the selection of Lead Counsel in these derivative actions.
2. Defendants are not obligated to respond to any of the currently filed derivative action complaints and shall respond only to a Consolidated Amended Complaint.

1 Dated: August 8, 2005

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

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4 By: /s/ David A. McCarthy
David A. McCarthy

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6 Attorneys for Nominal Defendant
Brocade Communications Systems, Inc.

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9 Dated: August 8, 2005

PROSKAUER ROSE LLP

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11 By: /s/Robert Horn
Robert Horn

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13 Attorneys for Defendant
Gregory L. Reyes

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16 Dated: August 8, 2005

BRAMSON, PLUTZIK, MAHLER &
BIRKHAEUSER, LLP

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19 By: /s/Kathryn A. Schofield
Kathryn A. Schofield

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21 Attorneys for Plaintiff
Steven Knee

ATTESTATION PURSUANT TO GENERAL ORDER 45

I, David A. McCarthy, attest that concurrence in the filing of this document has been obtained from each of the other signatories. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 8 day of August 2005 at Palo Alto, California.

/s/David A. McCarthy

David A. McCarthy

[PROPOSED] ORDER

Upon Stipulation of the Parties and good cause appearing therefore, IT IS SO ORDERED.

Dated: August 9, 2005

THE HONORABLE CHARLES R. BREYER
UNITED STATES DISTRICT COURT

